

The Honorable David W. Christel

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON AT SEATTLE**

DONALD E. MORISKY,

Plaintiff,

V.

MMAS RESEARCH, LLC, a Washington limited liability company, STEVEN TRUBOW, an individual, POLINA FEILBACH, an individual, RODNEY WATKINS, an individual, DUSTIN MACHI, an individual, MMAS Research Italy S.R.L. an Italian company, and MMAS Research France, SAS a French company,

## Defendants.

NO. 2:21-CV-01301-DWC

MOTION AND DECLARATION FOR  
LEAVE TO WITHDRAW

TO: The Clerk of the Court,

AND TO: Defendants, Steven Trubow and MMAS RESEARCH, LLC,

AND TO: Plaintiff, DONALD E. MORISKY.

## MOTION

Counsel for Defendants hereby appear and request the Court's permission to withdraw as counsel of record for the Defendants herein. This Motion is based on the Declaration of Counsel, Mark L. Lorbiecki, as set forth below, and the Courts records herein.

**MOTION AND DECLARATION FOR LEAVE  
TO WITHDRAW - 1  
(2:21-CV-01301-DWC)**

**Williams, Kastner & Gibbs PLLC**  
601 Union Street, Suite 4100  
Seattle, Washington 98101-2380  
(206) 628-6600

1  
2 Dated this 9th day of May, 2022.

3 s/ Mark L. Lorbiecki

4 s/ Theresa Rava

5 s/ Tyler Hermsen

6 Mark L. Lorbiecki, WSBA #16796

7 Theresa Rava, WSBA # 53159

8 Tyler Hermsen, WSBA # 43665

9 WILLIAMS, KASTNER & GIBBS PLLC

10 601 Union Street, Suite 4100

11 Seattle, WA 98101-2380

12 Telephone: (206) 628-6600

13 Email: [MLorbiecki@williamskastner.com](mailto:MLorbiecki@williamskastner.com)

14 *Attorneys for Defendants*

15 **DECLARATION OF COUNSEL FOR DEFENDANTS MARK L. LORBIECKI**

16 1. My name is Mark L. Lorbiecki and I am duly licensed to practice law in the state of  
17 Washington and am admitted to the U.S. DISTRICT COURT FOR THE WESTERN DISTRICT  
18 OF WASHINGTON.

19 2. When originally retained, our client, Steven Trubow, personally, and as Managing  
20 Member of MMAS RESEARCH, LLC, agreed that the purpose of the engagement was to present  
21 a CR 12(b)(6) motion for dismissal of this case based upon the earlier dismissal with prejudice  
22 and a Settlement Agreement. The Retainer Agreement had left the question of further  
23 representation to be subject to a further agreement between the parties. The parties have been  
24 unable to reach an agreement as to representation beyond that for the CR 12(b)(6) motion and its  
25 presentation. Mr. Trubow has indicated that he intends to seek other counsel to represent him  
herein.

MOTION AND DECLARATION FOR LEAVE  
TO WITHDRAW - 2  
(2:21-CV-01301-DWC)

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3. I have presented this declaration to Mr. Trubow and he concurs that we have not been able to agree on terms for the further representation. Mr. Trubow's current mailing address is 1601 Spring Hill Rd, Petaluma CA 94952, and all pleadings in this matter should be directed to him at said address.

3. Consequently, I am requesting leave of the Court to withdraw effective May 9, 2022, if possible. Pursuant to W. D. Wash. Local Civ. Rule 83.2 (b)(1) I am including certification below that the Motion herein was served on the client and opposing counsel.

4. Therefore, I am requesting leave of the Court to withdraw pursuant to W. D. Wash. Local Civ. Rule 83.2. We respectfully request that said Order of Leave for Withdrawal be effective immediately on May 9, 2022 or as soon thereafter as possible.

4. All further notices, pleadings and correspondence should be directed to Mr. Trubow as set out above.

I DECLARE UNDER THE PENALTY OF PERJURY THAT THE FORGOING IS TRUE AND  
CORRECT TO THE BEST OF MY KNOWLEDGE.

Dated this 9th day of May, 2022.

s/ Mark L. Lorbiecki  
Mark L. Lorbiecki, WSBA #16796  
WILLIAMS, KASTNER & GIBBS PLLC  
601 Union Street, Suite 4100  
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Email: [MLorbiecki@williamskastner.com](mailto:MLorbiecki@williamskastner.com)

**MOTION AND DECLARATION FOR LEAVE  
TO WITHDRAW - 3  
(2:21-CV-01301-DWC)**

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2                   **CERTIFICATE OF FILING AND SERVICE**  
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4                   I hereby certify that on the date below, I electronically filed the foregoing with the Clerk  
5 of the Court using the CM/ECF system which will send notification of such filing to those  
6 registered with CM/ECF. I also certify that I have sent via email a copy of this Motion and  
7 Declaration to Defendants at trubow1@gmail.com.

8                   Dated this 9<sup>th</sup> day of May, 2022.  
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11                   */s/Julie Larm-Bazzill*  
12                   Julie Larm-Bazzill, Legal Assistant  
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MOTION AND DECLARATION FOR LEAVE  
TO WITHDRAW - 4  
(2:21-CV-01301-DWC)

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